

Attorney's Docket No.: 08261-017001

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Number of pages including this page 13 pages

Applicant : Robert Andrews et al.  
Serial No. : 09/777,915  
Filed : February 5, 2001

Art Unit : 3748  
Examiner : Binh Q. Tran

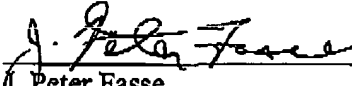
Title : LASER APPARATUS USEFUL FOR MYOCARDIAL REVASCULARIZATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet is Submission of Replacement  
Copy of Request for Continued Examination Transmittal Filed June 2, 2004, faxed this 27<sup>th</sup> day  
of March, 2005 to the United States Patent and Trademark Office.

Respectfully submitted,

Date: March 24, 2005

  
J. Peter Fasse  
Reg. No. 32,983

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**MAR 24 2005****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Robert Andrews et al.                      Art Unit : 3748  
Serial No. : 09/777,915                                      Examiner : Binh Q. Tran  
Filed : February 5, 2001  
Title : LASER APPARATUS USEFUL FOR MYOCARDIAL REVASCULARIZATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUBMISSION OF REPLACEMENT COPY OF REQUEST FOR CONTINUED  
EXAMINATION TRANSMITTAL FILED ON JUNE 2, 2004**

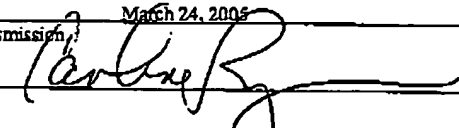
Examiner Binh Q. Tran has indicated that the USPTO file for the present application is missing a copy of the RCE filed on June 2, 2004. At Examiner Tran's request, the undersigned resubmits herewith the following:

- ☒ A copy of Request for Continued Examination Transmittal dated 6/2/04;
- ☒ A copy of Petition for Three-Month Extension of Time dated 6/2/04;
- ☒ A copy of Amendment in Reply to Action of December 5, 2003 dated 6/2/04;
- ☒ A copy of return postcard;
- ☒ A copy of the two checks enclosed dated 6/2/04 at the time of filing the RCE; and
- ☒ A copy of return postcard with Patent & Trademark stamped received on 6/4/04.

No payment is believed due. Please apply any other charges or credits to Deposit Account No. 06-1050, referencing attorney docket number 08261-017001.

**CERTIFICATE OF TRANSMISSION BY FACSIMILE**

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

Date of Transmission: March 24, 2005  
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(3) FISH & RICHARDSON 6175428906

NO. 8566 P. 3

Applicant : Robert Andrews et al.  
Serial No. : 09/777,915  
Filed : February 5, 2001  
Page : 2 of 2

Attorney's Docket No.: 08261-017001

Respectfully submitted,

Date: March 24, 2005

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FISH &amp; RICHARDSON P.C.

MAR 24 2005

Substitute Form PTO/SB/30 (5-03)

**Request  
For  
Continued Examination (RCE)  
Transmittal**Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/777,915
Filing Date	February 5, 2001
First Named Inventor	Robert Andrews et al.
Group/Art Unit	3748
Examiner Name	Binh Q. Tran
Attorney/Docket Number	08261-017001

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. §1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s)
- a. ☐ Previously submitted. If a final Office action is outstanding, any amendment filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☐ Other \_\_\_\_\_
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(f) required)
- b. ☒ Other Petition for Three-Month Extension of Time with \$475 check
3. **Fee** The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1050
- i. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☒ Other Any deficiencies
- b. ☒ Check in the amount of \$ 770 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Name (Print/Type)	William E. Booth	Registration No. (Attorney/Agent)	28,933
Signature	<i>William E. Booth</i>	Date	June 2, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Jennifer Leveille	Date	June 2, 2004
Signature	<i>Jennifer Leveille</i>		

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